

UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 CFR 1.53(b))	Attorney Docket No. 20696CA	
	First Inventor or Application Identifier Donald R. Thompson	
	Title	COMPOSITIONS AND METHODS OF PREVENTING OR REDUCING THE RISK OR INCIDENCE OF SKELETAL ...
	Express Mail Label No. EV 321986896 US	

10/646593
08/22/03

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, and a duplicate for fee processing)	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
2. <input checked="" type="checkbox"/> Specification [Total Pages 39]	a. <input type="checkbox"/> Computer Readable Form (CRF)
3. <input type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets]	b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper
4. Oath or Declaration a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 14 completed) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b).	c. <input type="checkbox"/> Statements verifying identity of above copies
5. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	ACCOMPANYING APPLICATION PARTS
	7. <input type="checkbox"/> Assignment papers (cover sheet & document(s))
	8. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney
	9. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations
	10. <input checked="" type="checkbox"/> Preliminary Amendment
	11. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
	12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)
	13. <input type="checkbox"/> Other: _____

14. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/902,913

Prior application information: Examiner Theodore J. Criares Group/Art Unit: 1617

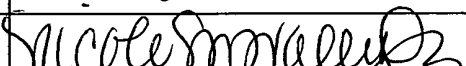
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

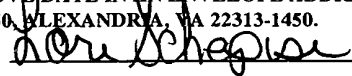
15. CORRESPONDENCE ADDRESS

☒ Customer Number

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Name	Nicole M. Wallinger	Registration No. (Attorney/Agent)	45,194
Signature		Date	8/22/2003

EXPRESS MAIL CERTIFICATE	
DATE OF DEPOSIT	August 22, 2003
EXPRESS MAIL NO.	EV 321986896 US
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.	
MAILED BY	DATE
	8/22/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents,
P.O. Box 1450
Alexandria, Virginia 22313-1450

Prior Application:

Examiner	Theodore J. Criares
Art Unit	1617

Sir: This is a request for filing a ☒ Continuation ☐ Divisional

application, under 37 C.F.R. 1.53(b), of pending application Serial No. 09/902,913 filed on

July 11, 2001 of Donald R. Thompson

(DATE)

(INVENTOR)

for COMPOSITIONS AND METHODS OF PREVENTING OR REDUCING THE RISK OR INCIDENCE OF SKELETAL INJURIES...

(TITLE OF INVENTION)

1. The enclosed comprises a copy of prior application Serial No. 09/902,913, as filed on

July 11, 2001. The entire disclosure of this prior application is hereby incorporated by reference.

2. The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW

FOR	NUMBER FILED		NUMBER EXTRA		RATE	FEE
Total Claims	14	-	20	0	x	\$18
Independent Claims	2	-	3	0	x	\$84
*Multiple Dependent Claims						\$280
Basic Fee (minimum amount required)						\$750
* Add this fee if application contains any multiple dependent claims, regardless of number.						\$750
						Total Fee

3. The Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Account No. 13-2755.

4. ☒ Amend the specification by inserting before the first line the sentence:

-- This is a ☒ continuation, ☐ division of application Serial No. 09/902,913, filed July 11, 2001.

5. ☒ Cancel in this application original claims: 1-34.

6. ☒ Preliminary amendment enclosed.

7. ☐ Information Disclosure Statement/PTO-1449 enclosed.

8a. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

8b. ☐ New formal drawings are enclosed.

9a. ☐ Priority of application Serial No. _____, filed _____, in _____ is claimed under 35 U.S.C. 119.

(COUNTRY)

9b. ☐ The certified copy of the priority application has been filed in prior application Serial No. _____, filed _____.

10. ☒ The prior application is assigned to Merck & Co., Inc.

11. ☒ The undersigned attorney or agent has:

a. ☒ Power in the prior application as originally filed.

b. ☐ Associate power, copy enclosed.

EXPRESS MAIL CERTIFICATE

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MAILED BY Rene Schepers DATE 8/22/03

Respectfully,

Nicole M. Wallinger
By: Nicole M. Wallinger

Attorney _____ for Applicant(s)

Registration No. 45,194

Telephone: (732) 594-1077

Address: Merck & Co., Inc.
Patent Department
P.O. Box 2000 - RY60-30
Rahway, N.J. 07065-0907

Date: _____